U.S. DISTRICT COURT EASTERN DISTRICT ARKANSAS

JUN 0 5 2007

## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF ARKANSAS HELENA DIVISION

JAMES W. McCORMACK, CLERK By: Dep CLERK

VICKIE MILLER,

\*

Plaintiff,

\*

Vs.

NO: 2:06CV00156 JMM Jury Trial Demanded

NIPPON CARBON COMPANY, LTD., MITSUBISHI LOGISTICS CORPORATION, and INTERMODAL

\*

Defendants.

CARTAGE CO., INC.,

\*

## STIPULATION OF DISMISSAL OF DEFENDANT MITSUBISHI LOGISTICS CORPORATION WITHOUT PREJUDICE

It appearing to the Court that Plaintiff Vickie Miller ("Plaintiff"), and Defendant Mitsubishi Logistics Corporation ("MLC") have stipulated that Plaintiff's claims against MLC may be dismissed as a voluntary dismissal without prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure,

IT IS HEREBY ORDERED that all claims asserted by Plaintiff against MLC in this cause are hereby dismissed without prejudice.

U.S. DISTRICT JUDGE JAMES M. MOODY

DATE 5, 2007

## PREPARED FOR ENTRY BY:

/s/ Taylor A. Cates
Joel Porter (TN Disc. No. 7807)
Taylor A. Cates (TN Disc. No. 20006)
BURCH, PORTER, & JOHNSON, PLLC
130 North Court Ave.
Memphis, TN 38103
901-524-5000
jporter@bpjlaw.com
tacates@bpjlaw.com

Elton A. Rieves, III RIEVES, RUBENS & MAYTON Post Office Box 1359 West Memphis, AR 72303-1359 (870) 735-3420, ext. 11 eltoniii@rrmlawyers.com

Dennis R. Baer (TN Disc. No. 7860) BAER, BAER & BAER 100 North Main Building, Suite 2510 Memphis, TN 38103 901-525-7316 dennis@thc3baers.com

Attorneys for Plaintiff Vickie Miller

## APPROVED FOR ENTRY BY:

/s/ Leigh M. Chiles
Leigh M. Chiles
BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ
165 Madison Avenue
Suite 2000
Memphis, TN 38103
(901) 577-2207
Attorney for Defendant Mitsubishi Logistics Corporation
|chiles@bakerdonelson.com